

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

Case No. 05-89049

STEPHANIE M. REED,

Chapter 13

Debtor.

Judge Thomas J. Tucker

**ORDER DENYING AS UNNECESSARY DEBTOR'S MOTION FOR
APPROVAL OF CREDIT COUNSELING CERTIFICATE**

The Debtor filed this Chapter 13 case on October 26, 2005.¹ On the same day, Debtor filed a certificate of credit counseling under 11 U.S.C. § 521(b)(1)(Docket # 3) *and* a motion entitled "Motion for Approval of Credit Counseling Certification" (Docket # 5).

A debtor is not required to file a motion for approval of a credit counseling certificate filed under § 521(b). Neither the Code nor any rule provides for such a motion. This Court's Local Rule 1007-3(a) requires a motion when the debtor files a certification under 11 U.S.C. § 109(h)(3)(A), seeking a temporary waiver of the credit counseling requirement. But Debtor in this case has not filed such a certification, and does not seek such a temporary waiver. Accordingly,

IT IS ORDERED that Debtors' "Motion for Approval of Credit Counseling Certification," filed October 26, 2005 (Docket # 5), is DENIED as unnecessary.

Date: October 31, 2005

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge

cc: Kimberly Redd
Tammy L. Terry, Trustee

¹ Citations to the Bankruptcy Code in this Order, therefore, are to the Code as amended by the "Bankruptcy Abuse Prevention and Consumer Protection Act of 2005."